United States Courts
Southern District of Texas

AO 91 (Rev 8/01)   Criminal Complaint

FILED

United States District Court

SOUTHERN   DISTRICT OF

McALLEN DIVISION

TEXAS

May 18, 2019

David J. Bradley, Clerk of Court

UNITED STATES OF AMERICA

V.

Carlos Lopez

CRIMINAL COMPLAINT

Case Number: M-19-1144-M

        IAE   YOB: 1986
      Mexico

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about   **May 17, 2019**   in   **Starr**   County, in

the   **Southern**   District of   Texas

(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to Mexico in pursuance of law, and thereafter was found near Escobares, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title   **8**   United States Code, Section(s)   **1326**   (Felony)

I further state that I am a(n) **Border Patrol Agent** and that this complaint is based on the following facts:

Carlos Lopez was encountered by Border Patrol Agents near Escobares, Texas on May 17, 2019. The investigating agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on May 17, 2019, near Roma, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States on October 22, 2018 through Brownsville, Texas. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On March 3, 2017, the defendant was convicted of Unlawfully Engaging in the Business of Dealing Firearms and sentenced to twenty-four (24) months confinement.

I declare under penalty of perjury that the statements in this complaint are true and correct. Executed on May 18, 2019.

Continued on the attached sheet and made a part of this complaint: ☐ Yes   ☒ No

Submitted by reliable electronic means, sworn to and attested telephonically per Fed. R. Cr.P.4.1, and probable cause found on:

@ 2:59 pm

/S/ Nicolas Cantu, Jr.

Signature of Complainant

Nicolas Cantu, Jr.   Border Patrol Agent

         May 18, 2019

J Scott Hacker   , **U.S. Magistrate Judge**
Name and Title of Judicial Officer

Signature of Judicial Officer